

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Dubrul et al.

Application No.: 10/7765,564

Filed: 27 January 2004

Title: Biological Passageway Occluder and Method

Attorney Docket No.: 10/765,564

Examiner: Unassigned

Group: 3731

Confirmation No.: 8126

Customer No. 22470

## **INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

It is requested that the information identified in this statement be considered by the Examiner and made of record in the above-identified application. This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56.

## Enclosed with this statement are the following:

- X Form PTO-1449. The Examiner is requested to initial the form and return it to the undersigned in accordance with M.P.E.P. §609.
- X A copy of each cited document as required by 37 C.F.R. §1.98. However, since this application was filed after June 30, 2003, copies of U. S. Patents and U. S. Patent Application Publications are not enclosed. (See O. G. Notice of August 5, 2003.)

## This statement should be considered because:

X 37 C.F.R. §1.97(b). This statement qualifies under 37 C.F.R. §1.97, subsection (b) because:

It is being filed before the mailing date of the first Office Action on the merits.

<u>X</u> Fee Authorization. The Commissioner is hereby authorized to charge underpayment of any additional fees or credit any overpayment associated with this communication to Deposit Account No. 50-0869 (GMI 1001-5).

By:

Respectfully submitted, Haynes Beffel & Wolfeld LLP

James F. Hann, Reg. No. 29,719

Date: August 16, 2004

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Substitute for form 1449A/PTO

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet 1 of 3

Complete if Known				
Application Number	10/765,564			
Filing Date	January 27, 2004			
First Named Inventor	William Dubrul			
Group Art Unit	3731			
Examiner Name	Unassigned			
Attorney Docket Number	GMI 1001-5			

			U.S. PATENT DOCL	JMENTS	
Examiner Initials	Cite No.1	U.S. Patent Document Kind Code Number (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	Al	3,996,938	Clark III	12-14-1979	
	A2	4,401,124	Guess et al.	08-30-1983	
	A3	4,582,061	Fry	04-15-1986	
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Examiner Initials*	Cite No.1	Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> ( <i>if known</i> )	Applicant of Cited Document	Cited Document MM-DD-YYYY	Where Relevant Passages or Relevant Figures Appear	T6
	B1	EP	0 983 749	A2	Rubicor Medical, Inc.	03-08-2000		
	B2	wo	99/44506	A1	Senorx, Inc.	09-10-1999		
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	B5							
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				Application Number	10/765,564		
INFORM	IATION I	DIS	SCLOSURE	Filing Date	January 27, 2004		
STATE	MENT BY	/ A	APPLICANT -	First Named Inventor	William Dubrul		
			•	Group Art Unit	3731		
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			U.S. PATENT DOCU	JMENTS	
Examiner Initials*	Cite No.1	U.S. Patent Document  Kind Code <sup>2</sup> Number  (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A21	5,549,626	Miller et al.	08-27-1996	
	A22	5,611,345	Hibbein	03-18-1997	
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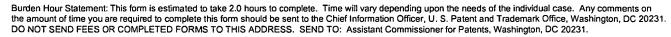
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				Application Number	10/765,564	7
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STATEMENT BY APPLICANT				First Named Inventor	William Dubrul	1
				Group Art Unit	3731	
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	A41	2002/0026	5201	Foerster et al.	02-28-2002	
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